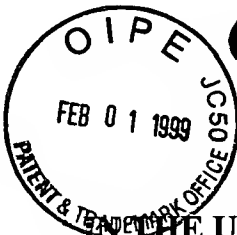


Docket No.
027171/014
MWS:BST



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#4 RD
2-11
FEB 10 1999
Group 3700

Applicants : Uri Rosenschein et al.
Serial No. : 09/939,289 Art Unit: 3737
Filed : September 29, 1997 Examiner: R. Smith
For : LYSIS METHOD AND APPARATUS

January 28, 1999

ELECTION AND RESPONSE TO RESTRICTION REQUIREMENT

Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

In response to the Office Action dated September 28, 1998, Applicants elect to prosecute without traverse Group I. In addition, in the event that a generic method claim is not finally held allowable, Applicants elect the species of Group I relating to invasive delivery of therapeutic ultrasound into the body. Applicants identify claims 1-37 as readable on the species relating to noninvasive ultrasound delivery.

Applicants expressly reserve the right to later file divisional applications directed to Group II, which are not elected for continued prosecution on the merits at this time, and to the species of Group I relating to non-invasive delivery of therapeutic ultrasound into the body, should a claim generic to both invasive and non-invasive ultrasound be held not allowable.

Certificate of Mailing (37 C.F.R. 1.8)

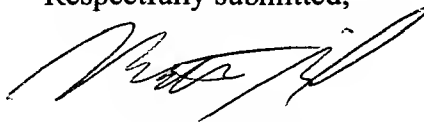
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on (Date) January 28, 1999.

Typed or printed name of person signing this certificate:

Brian S. Toriko
Signature: BST

Early and favorable action on the merits of the elected embodiment is earnestly solicited.

Respectfully submitted,



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